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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/762,580	02/09/2001	Gerard Hotier	PET1913	5248
	590 07/08/2003			11
MILLEN, WHITE, ZELANO & BRANIGAN, P.C. 2200 CLARENDON BLVD. SUITE 1400			EXAMINER	
			CINTINS, IVARS C	
ARLINGTON,	VA 22201		ART UNIT	PAPER NUMBER
			1724	
			DATE MAILED: 07/08/2003	

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No.

Applicant(s)

Hotier et al

Advisory Action

09/762,580 Examiner

Ivars Cintins

Art Unit 1724



rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in conditional coloration of a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. THE PERIOD FOR REPLY (check only a) or b)] The period for reply expires		
Therefore, further action by the applicant is required to avoid the abandonment of this application. A proper reply to a rejection under 37 CFR 1.113 may only be either; (1) a timely filed amendment which places the application in conditionations; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. THE PERIOD FOR REPLY (check only a) or b)] a) The period for reply expires3 months from the mailing date of the final rejection. b) The period for reply expires3 months from the mailing date of the final rejection. b) The period for reply expires3 months from the mailing date of the final rejection. b) The period for reply expires3 months from the mailing date of the final rejection. b) The period for reply expires3 months from the mailing date of the final rejection, which is later, in no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. See MEPE 706.07 CRECK Trist 80X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See WEPE 706.07 CRECK Trist 80X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See WEPE 706.07 CRECK Trist 80X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See WEPE 706.07 CRECK Trist 80X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See WEPE 706.07 CRECK Trist 80X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See WEPE 706.07 CRECK Trist 80X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See WEPE 706.07 CRECK Trist 80X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. The first seems filed is the date for purposes of determining a determining the greated of well with the appropriate was replicated by Trist 70X WHATE THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION TRIST REPLY WAS		The MAILING DATE of this communication appears on the cover sheet with the correspondence address
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b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, which is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS SOX WHEN THE RIPST REPLY WAS TILED WITHIN TWO MONTHS OF THE RINAR REJECTION See MPEP 706.07(i). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropria extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee appropriate extension fee have been filed is the date for purposes of determining the period of extension and the sorresponding amount of the fee appropriate extension fee the variety of the period of the fee appropriate extension fee the sortest destructory period for reply extension feel of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). 1. □ A Notice of Appeal was filed on		• • • • • • • • • • • • • • • • • • • •
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(a) they raise new issues that would require further consideration and/or search (see NOTE below); (b) □ they raise the issue of new matter (see NOTE below); (c) ☑ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) □ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See attached supplement. 3. □ Applicant's reply has overcome the following rejection(s): ———————————————————————————————————	1.□	A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
(b) ☐ they raise the issue of new matter (see NOTE below); (c) ☒ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See attached supplement. 3.☐ Applicant's reply has overcome the following rejection(s): Applicant's reply has overcome the following rejection(s): Applicant's reply has overcome the following rejection(s): The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place application in condition for allowance because: The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly reply the Examiner in the final rejection. For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) objected to: Claim(s) withdrawn from consideration: 3.☐ The proposed drawing correction filed on	2. X	The proposed amendment(s) will not be entered because:
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NOTE: See attached supplement. 3. □ Applicant's reply has overcome the following rejection(s): Newly proposed or amended claim(s)	(c)	issues for appeal; and/or
Applicant's reply has overcome the following rejection(s): Would be allowable if submit a separate, timely filed amendment canceling the non-allowable claim(s).	(d)	
A. □ Newly proposed or amended claim(s)		NOTE: <u>See attached supplement.</u>
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O. Other:		
		THE TAX CONTRACT

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SUPPLEMENT TO ADVISORY ACTION

The amendment filed June 30, 2003 has <u>not</u> been entered because the proposed change to claim 1, i.e. inserting "where present" in line 4, raises new issues requiring further search and consideration. Applicant should note that currently pending claim 1 requires that two adsorbent beds be separated by a fluid distribution and extraction plate (see lines 3-4); and should further note that proposed amended claim 1 no longer requires these two adsorbent beds, nor the distribution and extraction plate separating them. Accordingly, this proposed amended claim 1 is deemed to be broader than currently pending claim 1.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to I. Cintins whose telephone number is (703) 308-3840. The examiner can normally be reached on Monday through Friday from 8:30 AM to 5:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Blaine Copenheaver, can be reached at (703) 308-1261.

The fax phone numbers for this art unit are: (703) 872-9311 for "Official" faxes after Final Rejection; (703) 872-9310 for all other "Official" faxes; and (703) 872-9492 for "Draft" and other "Unofficial" faxes.

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Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0661.

Ivars C. Cintins
Primary Examiner
Art Unit 1724

I. Cintins
July 7, 2003